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Sacfr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gary A. Bannon, A. Wesley Burks, Jr., Hugh A. Sampson, and Howard B. Sosin

Serial No.: 09/478,668

Group Art Unit: 1632

Filed: October 6, 1999

Examiner: Not yet assigned

For: *METHODS AND REAGENTS FOR DECREASING CLINICAL REACTION
TO ALLERGY*

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
AND REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Responsive to the Notice to File Missing Parts of Application, mailed February 16, 2000, applicants enclose copies of the following, which were filed on January 6, 2000, with the above-identified application:

1. Executed Declaration of Inventorship from parent application U.S.S.N. 09/141,220 by Gary A. Bannon, A. Wesley Burks, Jr., Hugh A. Sampson, and Howard B. Sosin;
2. Returned postcard indicating receipt by the Patent Office of the application on January 6, 2000, including the executed Declaration of Inventorship.

Applicants also enclose Form PTO-1533, mailed February 16, 2000.

Request for Corrected Filing Receipt

Applicants respectfully request a corrected Filing Receipt to correct the following Patent Office errors:

1. Three of the four named inventors have been omitted. Please add **A. Wesley Burks, Jr., Little Rock, Arkansas; Hugh A. Sampson, Larchmont, New York, and Howard B. Sosin, Fairfield, Connecticut.**
2. Please include the residence information for inventor **Gary A. Bannon, Little Rock, Arkansas.**
3. Most of the continuing data has been omitted. Please include the following continuing data:

60/074,590 filed February 13, 1998;
60/074,624 filed February 13, 1998;
60/074,633 filed February 13, 1998;
**60/073,283 filed January 31, 1998, via 09/240,557 filed January 29, 1999,
or 09/241,101 filed January 29, 1999,
or 09/248,673 filed February 11, 1999;**
PCT/US96/15222 filed September 23, 1996;
08/717,933 filed September 23, 1996.

No fees are due at this time, as applicants timely filed the executed Declaration of Inventorship and three Statements Claiming Small Entity Status. However, the Commissioner is authorized to charge any other fees due, or credit any overpayment, in connection with this

U.S.S.N.: 09/478,668
Filed: October 6, 1999
**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION AND
REQUEST FOR CORRECTED FILING RECEIPT**

matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

Respectfully submitted,



Patrea L. Pabst
Reg. No. 31,284

Date: March 14, 2000

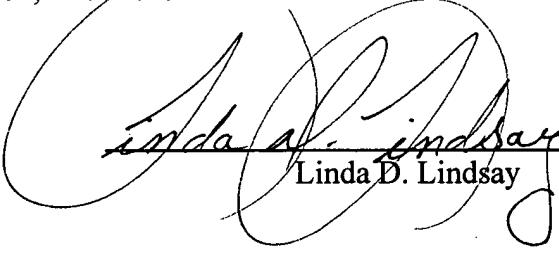
ARNALL GOLDEN & GREGORY, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
404-873-8794
404-873-8795 (fax)

U.S.S.N.: 09/478,668
Filed: October 6, 1999
RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION AND
REQUEST FOR CORRECTED FILING RECEIPT



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Response to Notice to File Missing Parts of Application and Request for Corrected Filing Receipt, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.


Linda D. Lindsay

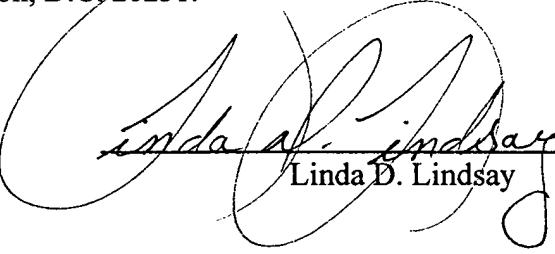
Date: March 14, 2000

U.S.S.N.: 09/478,668
Filed: October 6, 1999
RESPONSE TO NOTICE TO FILE
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Linda D. Lindsay

Date: March 14, 2000

The "Received" stamp of the Patent Office imprinted hereon acknowledges the filing of:

Applicants: Gary A. Bannon, A. Wesley Burks, Jr., Hugh A. Sampson,
and Howard B. Sosin
Serial & Docket Nos.: 1 Divisional of U.S.S.N. 09/141,220
Filed: January 6, 2000
Papers Submitted: Express Mail Label No.: EL320554231US

Request for Filing a Divisional Application Under 37 C.F.R. § 1.53(b) and Certificate of Mailing Under 37 C.F.R. § 1.10 (in duplicate); Preliminary Amendment; Information Disclosure Statement; copies from prior application, U.S.S.N. 09/141,220, of: (1) application, including 1 page of Abstract, 29 pages of Specification, and 5 pages of claims; (2) 19 pages of sequence listing; (3) executed Substitute Declaration filed September 2, 1999; (4) executed Statements Claiming Small Entity Status by each of University of Arkansas, Mt. Sinai School of Medicine of the City University of New York, and Panacea Pharmaceuticals, LLC; (5) executed Statements Under 37 C.F.R. § 3.73(b) by each of University of Arkansas, Mt. Sinai School of Medicine of the City University of New York, and Panacea Pharmaceuticals, LLC; (6) executed Assignment from A. Wesley Burks, Jr. and Gary A. Bannon to University of Arkansas; (7) executed Assignment from Hugh A. Sampson to Mt. Sinai School of Medicine of the City University of New York; (8) executed Assignment from Howard Sosin to Panacea Pharmaceuticals, Inc.; and (9) 3 sheets of formal drawings; Fee Transmittal Form (PTO-SB/17); Utility Patent Application Transmittal (PTO-SB/05); check for \$407.00 for filing fee; authorization to credit Deposit Account for \$35.00; and authorization to charge Deposit Account

Date: January 6, 2000 By: Patrea L. Pabst, Reg. No. 31,284
U.S. PTO
09/478688
Matter No.: 11008/43



01/06/00



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UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
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09/478,668 10/06/99 BANNON

G HS-102-DIV

0212/021

PATREA L PABST ESQ
ARNALL GOLDEN & GREGORY LLP
2800 ONE ATLANTIC CENTER
1201 WEST PEACHTREE STREET
ATLANTA GA 30309-3450



DATE MAILED: 1632

02/16/00

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
 small entity (statement filed) non-small entity is \$ 3-1-00

1. The statutory basic filing fee is:
 missing
 insufficient

Applicant must submit 3-1-00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

\$ 3-1-00 for total claims over 20.

\$ 3-1-00 for independent claims over 3.

\$ 3-1-00 for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unsigned.

does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

03/22/2000 Application 09/478,668 filed in English language other than English.

01 FC:2054 Applicant has submitted English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

9. OTHER

Direct the reply and any questions about this notice to Attention: Box Missing Parts.

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/478,668	10/06/99	1632	\$372.00	HS-102-DIV	3	23	2

PATREA L PABST ESQ
ARNALL GOLDEN & GREGORY LLP
2800 ONE ATLANTIC CENTER
1201 WEST PEACHTREE STREET
ATLANTA GA 30309-3450



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) GARY A. BANNON, Little Rock, Arkansas; A. Wesley Burks, Jr.,
Little Rock, Arkansas; Hugh A. Sampson, Larchmont, New York; Howard B. Sosin,
CONTINUING DATA AS CLAIMED BY APPLICANT- Fairfield, Connecticut
THIS APPLN IS A DIV OF 09/141,220 08/27/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 02/16/00 ** SMALL ENTITY **
TITLE
METHODS AND REAGENTS FOR DECREASING CLINICAL REACTION TO ALLERGY

PRELIMINARY CLASS: 800

Additional Continuing Data:

60/074,590 filed February 13, 1998;
60/074,624 filed February 13, 1998;
60/074,633 filed February 13, 1998;
60/073,283 filed January 31, 1998; via 09/240,557 filed January 29, 1999,
or 09/241,101 filed January 29, 1999,
or 09/248,673 filed February 11, 1999;
PCT/US96/15222 filed September 23, 1996;
08/717,933 filed September 23, 1996

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FEB 25 2000

PATENT DEPT.

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DATA ENTRY BY: ZIMMERMAN, SHUANA TEAM: 01 DATE: 02/16/00



(See reverse for new important information)

ENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "FOREIGN FILING LICENSE GRANTED" followed by a date appears on the reverse side of this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.11. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR Parts 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "FOREIGN FILING LICENSE GRANTED" DOES NOT appear on the reverse side of this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE ---- The Following Information about the Filing Receipt:

The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.

The words "new," "improved," "improvement," "improvements in or relating to" are not included as the first words in the title of an application because a patent application is, by nature, a new idea or improvement.

The title may be truncated if it consists of more than 4 lines of 70 characters each (letters and spaces combined).

The inventor information may be truncated if the family name consists of more than 25 characters (letters and spaces combined) and if the given name consists of more than 25 characters (letters and spaces combined). The inventor's residence allows for up to 40 characters (letters and spaces combined).

The docket number allows a maximum of 12 characters.

If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."

Customer Address may have been modified to conform to U.S. Postal rules.

Please direct correction, including a copy of your Filing Receipt, to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

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